IN THE HIGH COURT OF UTTARANCHAL AT NAINITAL
ORIGINAL JURISDICTION

Dated: Nainital: the 11th day of March 2003

Bail Application no. 139 of 2003

Order on the bail application of accused.

CRIMINAL SIDE

Shiv Ram @ Shiv Raj Ram S/o Sri Lal Ram r/o village Maun Kanda Patwari area Chaurakot Tehsil and district Champawat.
…… accused-applicant

Versus

State of Uttaranchal. ……. Opposite Party

Arising out of case crime no 1 of 2002
Under sections 302/307 IPC
Patwari Area Chaurakot
Tehsil & district - Champawat

By the Court

Hon'ble Irshad Hussain, J.

Heard learned counsel for the applicant and the learned A.G.A.

Accused applicant and his companion were armed with fire arms and both the them will prepared assaulted the victims. The fire arm wielded by the accused applicant caused injuries to the victim Prahalad who sustained injury in his shoulder just below the neck and was lucky to survive. Considering the intention of the assailant and his firing shot indicates that he was sharing the same intention as other assailant had who killed another victim in the same occurrence. Considering the totality of the circumstances, it is not a fit case for bail. Rejected.

(Irshad Hussain, J.)

11.03.2003
MPS